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RICHARD A. MARSHACK

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9 UNITED STATES BANKRUPTCY COURT

10 CENTRAL DISTRICT OF CALIFORNIA – SANTA ANA DIVISION

11 In re

12 NORTHERN HOLDING, LLC,

13 Debtor.

Case No. 8:20-bk-13014-MW

Chapter 7

NOTICE OF APPLICATION BY
CHAPTER 7 TRUSTEE TO EMPLOY
BICHER & ASSOCIATES AS THE
ESTATE'S FIELD AGENT

[NO HEARING REQUIRED]

19 TO THE HONORABLE MARK S. WALLACE, UNITED STATES BANKRUPTCY JUDGE, THE
20 OFFICE OF THE UNITED STATES TRUSTEE, AND ALL INTERESTED PARTIES:

21 PLEASE TAKE NOTICE that RICHARD A. MARSHACK, in his capacity as Chapter 7
22 Trustee (“Trustee”) of the Bankruptcy Estate (“Estate”) of Northern Holding, LLC (“Debtor”), has
23 filed an application (the “Application”) for entry of an order authorizing the employment of Bicher
24 & Associates (“Bicher” or the “Firm”) as the Trustee’s and the Estate’s field agent in this case
25 pursuant to 11 U.S.C. §§ 327 & 330.

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1 Trustee requires the assistance of the Firm to assist Trustee with, among other tasks,
2 physically cataloguing, inventorying, and/or monitoring assets on the Properties, including the
3 investigation of avoidable transfers. The Firm will assist the Trustee with the following services:

4 • Perform an immediate physical inspection and inventory of all personal property
5 assets and all items at the Properties (which has already been completed);
6 • Determine sources of recovery for estate including analyzing accounts receivable
7 balances, avoidable transfers, insider transactions, preference actions and other potential claims by
8 analyzing Debtor's books and records and source information;
9 • Perform solvency analysis to determine when the Debtor became insolvent;
10 • Provide litigation support as requested;
11 • Support the Trustee and Trustee's professionals' efforts to maximize recovery for
12 creditors through financial and other analysis; and
13 • Any other services mutually agreed upon by the Trustee and Bicher.

14 The Firm will render services to Trustee at the Firm's regular hourly rates, which may be
15 adjusted from time to time. Ms. Ensley's current hourly billing rate is \$95 for field agent services
16 and her rate for professional and/or forensic rates is \$230. The Firm will be compensated from assets
17 of the Estate, if any, and will not be compensated absent the Estate's receipt or recovery of such
18 assets. The Firm has received no retainer for the services to be performed in this case, and has agreed
19 that no retainer will be paid.

20 Subject to 11 U.S.C. § 327(a), the Trustee requests that the Court approve a procedure where
21 as the Estate receives available unencumbered cash and/or via consent of Farm Credit West, the
22 Trustee is authorized to pay up to 80% of the invoiced field agent services and 100% of invoiced
23 expenses, to the Firm on a monthly basis, with final approval of such compensation and
24 reimbursement of costs to be determined upon noticed applications and approval by the Court
25 pursuant to 11 U.S.C. § 330 and 331.

26 The Firm understands that its compensation in this case is subject to approval by the
27 Bankruptcy Court. In compliance with 11 U.S.C. §§ 330 and 331, the Firm intends to file interim
28 and final applications for allowance of fees and reimbursement of costs as and when appropriate.

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is: 870 Roosevelt, Irvine, CA 92620

A true and correct copy of the foregoing document entitled: **NOTICE OF APPLICATION BY CHAPTER 7 TRUSTEE TO EMPLOY BICHER & ASSOCIATES AS THE ESTATE'S FIELD AGENT** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On August 6, 2021, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

2. SERVED BY UNITED STATES MAIL: On August 6, 2021, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

DEBTOR

NORTHERN HOLDING, LLC
ATTN: OFFICER, A MANAGING OR GENERAL AGENT,
OR TO ANY OTHER AGENT AUTHORIZED BY
APPOINTMENT OR LAW TO RECEIVE SERVICE
13217 JAMBOREE RD #429
TUSTIN, CA 92782

Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on August 6, 2021, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

PURSUANT TO LBR 5005-2(d) AND COURT MANUAL APPENDIX F SECTION 2.2, NON-HEARING MOTIONS WHEN THE RESPONSE DEADLINE HAS NOT PASSED WILL NOT BE SERVED UPON THE JUDGE.

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

August 6, 2021 Layla Buchanan
Date Printed Name

/s/ Layla Buchanan
Signature

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): CONTINUED:

- **ATTORNEY FOR U.S. TRUSTEE (SA):** Nancy S Goldenberg nancy.goldenberg@usdoj.gov
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- **UNITED STATES TRUSTEE (SA):** United States Trustee (SA) ustpregion16.sa.ecf@usdoj.gov
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2. SERVED BY UNITED STATES MAIL: CONTINUED:

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